



Image

RCE #
1713

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

MAIL STOP RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or
plant application filed on or after June 8, 1995

Application Number	09/695,317
Confirmation Number	1183
Filing Date	October 25, 2000
First Named Inventor	Hiroshi YAMADA
Group Art Unit	1713
Examiner Name	Robert D. Harlan
Matter Number	Q59785
Title	RUBBER COMPOSITION AND TIRE

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statements (IDS)
- iv. ☐ Petition for Extension of Time
- v. ☒ Other Declaration Pursuant to 37 C.F.R. 1.132

2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ Months
- b. ☐ Other _____

3. FEES

A check for the RCE statutory fee of \$770.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

CORRESPONDENCE ADDRESS

Direct all correspondence to the address for SUGHRUE MION, PLLC filed under the Customer Number listed below:

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

SIGNATURE OF ATTORNEY

Name John T. Callahan Registration No. 32,607

Signature *John Callahan* Date March 22, 2004



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q59785

Hiroshi YAMADA, et al.

Appln. No.: 09/695,317

Group Art Unit: 1713

Confirmation No.: 1183

Examiner: Robert D. Harlan

Filed: October 25, 2000

For: RUBBER COMPOSITION AND TIRE

RESPONSE UNDER 37 C.F.R. § 1.114(c)

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Sir:

In response to the Advisory Action dated November 6, 2003, please consider the remarks as submitted herewith on the accompanying pages.

REMARKS

Claims 1-7 and 9-14 are all the claims pending in the application.

The Examiner has maintained the rejection of claims 1-7 and 9-14 under 35 U.S.C.

§ 102(e) as being anticipated by or, in the alternative, under 35 U.S.C. § 103(a) as being obvious over U.S. Patent No. 6,380,288 (hereinafter "*Hojo*").

In the Advisory Action issued November 6, 2003, the Examiner has stated the following:

In the present specification (page 10), the Applicants state, "carbon blacks of HAF to SAF grade that satisfies the various conditions described above can be preferably used in the present invention." Although the *Hojo* reference does not disclose all the limitations of the present invention, *Hojo* does disclose the DBP and N₂SA limitations leading one of ordinary skill in the art to suggest the inherency of the undisclosed limitations. The additional table provided by Applicants (on October 24, 2003) should be